IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 1516 of 2007

BUDHARAM

V/S

SMT.KAMLA DEVI & ORS.

Mr. AK ACHARYA, for the appellant / petitioner

Date of Order : 13.4.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

By the impugned order, the learned trial court has refused the prayer for issuance of commission in temporary injunction proceedings mainly on the ground that earlier commissioner has already been appointed. In my view simply because the present petitioner was subsequently impleaded as party it cannot be said that he is entitled to again have the commissioner appointed. Thus, I do not find any error in the impugned order.

The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

/sushil/